

MAILED**OCT 18 2002**

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

3771



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF
PATENTS AND TRADEMARKS
Washington, D.C. 20231

Paper No: 22

Birch, Stewart, Kolasch & Birch
P.O. Box 747
Falls Church, VA 22040-0747

Appeal No:
Appellant:
Application No:
Hearing Room:
Hearing Docket:
Hearing Date:
Hearing Time:

2001-2527
Claxton, Ernest J. III, et al
09/034,313
A
E
Thursday, December 12, 2002
1:00 PM
Room 12C07
CRYSTAL GATEWAY 2
1225 Jefferson Davis Highway
Arlington, VA 22202

Location:

DOCKETED
Confirmation
12-8-02
Hearing - 1 PM
12-12-02

NOTICE OF HEARING**CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

(703) 308-8199

See 1108 Off. Gaz. Pat. Trademark
Office 15 (Nov. 14, 1989)

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES
COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

Clerk of the Board (703)-308-8797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

☒ HEARING ATTENDANCE CONFIRMED

☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No. Certificate of Translation

I hereby certify that this correspondence is being
facsimile transmitted to the Patent and
Trademark Office.

On Oct. 30, 2002

[Signature]

BEST AVAILABLE COPY

BOARD OF PATENT
APPEALS &
INTERFERENCES

OCT 30 2003

PATENT
2008-0108P

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Before the Board of Appeals

CLAXTON, Ernest J. III, et al.

Appeal No.: 2001-2527

Appl. No.: 09/034,313

Group: 3745

Filed: March 4, 1998

Examiner: C. VERDIER

Conf.: 3188

For: FIELD-SERVICEABLE SOLIDS HANDLING
VERTICAL TURBINE PUMPBOARD OF PATENT
APPEALS &
INTERFERENCES
OCT 30 2003LETTERAssistant Secretary and Commissioner
of Patents and Trademarks
Washington, D.C. 20231:

October 30, 2002

Sir:

Enclosed for filing herewith is a Confirmation of the Notice of Hearing dated October 18, 2002 on behalf of the Appellants in connection with the above-identified application.

☒ The enclosed document is being transmitted via facsimile.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

D. Richard Anderson, #40,439

Certificate of Transmission

I hereby certify that this correspondence is being
facsimile transmitted to the Patent and
Trademark Office:

On Oct. 30, 2002Jo-Ann Martin
Signature

Typed or printed name of person signing certificate

DRA/jdm

P.O. Box 747
Falls Church, VA 22040-0747

P.O. Box 747
Falls Church, Virginia 22040-0747
Phone: (703) 205-8000
Fax: (703) 205-8050
(703) 698-8590 (GIV)

Birch, Stewart, Kolasch & Birch, LLP

Fax

U.S. P.T.O. - Board of
To: Appeals **From:** D. Richard Anderson
Fax: 703-308-6199 **Date:** October 30, 2002
Phone: **Pages:** (including cover sheet)
Your Ref.: **Our Ref.:** 2008-108P
Re: Appeal No. 2001-2527
Clarton et al - 09/034,313 **CC:**

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution, or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited. If your receipt of this transmission is in error, please notify this firm immediately by collect call to (703) 205-8000, and send the original transmission to us by return mail at the address above.

Comments:

Official Fax

BOARD OF PATENT
APPEALS &
INTERFERENCES
OCT 30 2003